IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

8:09CR383
ORDER

This matter is before the Court on defendant's motion under 28 U.S.C. \S 2255 to vacate, set aside or correct sentence by a person in federal custody (Filing No. $\underline{131}$). The Court finds plaintiff should respond to said motion. Accordingly,

IT IS ORDERED that the plaintiff shall file a response to defendant's motion under 28 U.S.C. § 2255. Said response shall include an affidavit of defendant's counsel concerning the plea agreement.

DATED this 4th day of September, 2012.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court